

NOTICE OF PROPOSED CHANGES IN REGULATIONS OF THE
CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS)

ITEM #2 Assistance Dog Special Allowance (ADSA) Monthly Payment Increase

The California Department of Social Services (CDSS) hereby gives notice of the proposed regulatory actions described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at public hearings to be held December 17 and 18, 2002 as follows:

December 17, 2002
Community Care Licensing
1000 Corporate Center Drive, Room #605
Monterey Park, California

December 18, 2002
State Office Building #9
744 P Street, Auditorium
Sacramento, California

The public hearings will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The CDSS will adjourn the hearings immediately following the completion of testimony presentations. The above-referenced facilities are accessible to persons with disabilities. If you are in need of a language interpreter at the hearing (including sign language), please notify CDSS at least two weeks prior to the date of the hearings.

Statements or arguments relating to the proposals may also be submitted in writing, via e-mail, or by fax to the address/number listed below. All comments must be received by 5:00 p.m. on December 18, 2002.

The CDSS, upon its own motion or at the instance of any interested party, may adopt the proposals substantially as described or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period, and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations and the Initial Statement of Reasons are available from the office listed below. This notice, the Initial Statement of Reasons, and the text of the proposed regulations are available on the Internet at <http://www.dss.cahnet.gov/ord>. Additionally, all the information that CDSS considered as the basis for these proposed regulations (i.e., rulemaking file) is available for public reading/perusal at the address listed below. Following the public hearings, copies of the Final Statement of Reasons will be available from the office listed below.

CONTACT: Anthony J. Velasquez, Chief, Office of Regulations Development, California Department of Social Services, 744 P Street, MS 7-192, Sacramento, California 95814

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CHAPTERS

Manual of Policies and Procedures (MPP) Division 46, Section 46-430 (Special Needs – Food, Care, and Maintenance for Assistance Dogs)

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

These proposed regulations implement the requirements of Senate Bill (SB) 1190, (Chapter 452, Statutes of 2001). SB 1190 increased the monthly allowance for Social Security Disability Insurance (SSDI) recipients from \$35 to \$50, equal to the amount of the monthly allowance for SSI/SSP recipients. All ADSA recipients will now be eligible for the same allowance.

These proposed regulations also implement the Department's existing policy interpreting Welfare and Institutions Code Section 18941 by specifying that recipients of the Cash Assistance Program for Immigrants (CAPI) (Division 9, Part 6, Chapter 10.5, Welfare and Institutions Code) are categorically eligible for the ADSA allowance.

COST ESTIMATE

1. Costs or Savings to State Agencies: No fiscal impact exists because this regulation does not affect any State agency or program.
2. Costs to Local Agencies or School Districts: None.
3. Nondiscretionary Costs or Savings to Local Agencies: No fiscal impact exists because this regulation does not affect any local entity or program.
4. Federal Funding to State Agencies: No fiscal impact exists because this regulation does not affect any federally funded State agency or program.

LOCAL MANDATE STATEMENT

These regulations do not impose a mandate on local agencies or school districts. There are no state-mandated costs in these regulations that require state reimbursement under Section 17500, et seq. of the Government code.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

The CDSS has made an initial determination that the proposed action will not have a significant, statewide, adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

The CDSS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SMALL BUSINESS IMPACT STATEMENT

The CDSS has determined that there is no impact on small businesses as a result of filing these regulations because these regulations are only applicable to state and county agencies.

ASSESSMENT OF JOB CREATION OR ELIMINATION

The adoption of the proposed amendments will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

The CDSS has determined that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY AND REFERENCE CITATIONS

CDSS adopts these regulations under the authority granted in Sections 10553 and 10554 of the Welfare and Institutions Code. These regulations implement and make specific Welfare and Institutions Code Sections 12553, 12554 and 18941.

CDSS REPRESENTATIVE REGARDING RULEMAKING PROCESS OF THE PROPOSED REGULATION

Contact Person:	Anthony J. Velasquez	(916) 657-2586
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CDSS REPRESENTATIVE REGARDING SUBSTANCE OF THE PROPOSED REGULATION

Program Contact:	Barbara Lucas	(916) 651-8272
Backup:	Tom Lee	(916) 657-3327

AGENDA ITEMS FOR THESE PUBLIC HEARINGS – December 17 and 18, 2002

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| ITEM # 1 | ORD #0702-16 | Intercounty Collection of CalWORKS Overpayments and Food Stamps Overissuances |
| ITEM # 2 | ORD #0302-09 | Assistance Dog Special Allowance (ADSA) Monthly Payment Increase |